

Application No.: 09/463,001  
 Filing Date: December 5, 2001  
 First Named Inventor: Allen W. Thorpe  
 Group Art Unit: 1771  
 Examiner Name: Ula Corinna Ruddock  
 Attorney Docket No.: NCI 7387US

### REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/19) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

#### 1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on  
 (Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other:
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other:

#### 2. MISCELLANEOUS

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(e) for  
 a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other:

#### 3. FEES The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to  
 Deposit Account No. 162201.
- i. ☒ RCE fee required under 37 C.F.R. § 1.117(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other: Additional claims fee
- b. ☐ A Check in the amount of \$ \_\_\_\_\_ is enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT OF RECORD

Name (Print/Type) J. Philip Polster

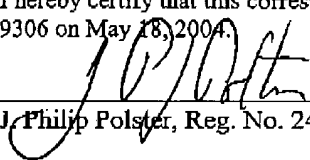
Registration No. (Attorney/Agent) 24,739

Signature: 

Date: May 18, 2004

#### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being fax transmitted to: Commissioner for Patents, Fax No. 1-703-872-9306 on May 18, 2004.

  
 J. Philip Polster, Reg. No. 24,739